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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 vs.
13 JESSE MAI,
14 Defendants.

Case No. 2:19-cr-00192-JCM-VCF

**STIPULATION FOR A PROTECTIVE
ORDER**

15 The parties, by and through the undersigned, respectfully request that the Court issue
16 an Order protecting from disclosure to the public, or any third party not directly related to
17 this case, any documents, recordings, or other tangible things produced by the Government
18 during discovery under Bates stamp number PO 1 (the “Protected Material”). The parties
19 state as follows:

20 1. The indictment in the above-referenced case first issued on July 31, 2019.

21 2. Trial is currently set for December 14, 2020, in the above-referenced case. The
22 Government desires and intends to continue producing discovery, including that discovery
23 designated by Bates stamp numbers PO 1, as soon as possible.

1 3. The indictment in this case arises out of allegations of the distribution of
2 controlled substances, and conspiracy to commit the same, of certain controlled substances by
3 defendants to patients at the Mai Family Clinic. The Protected Material includes medical files of
4 certain patients from that clinic, containing medical and personal identifying information that
5 should not be publicly available, unless necessary at a hearing or trial.

6 4. In order to protect such privacy interests of individuals, the parties intend to
7 restrict access to the Protected Material in this case to the following individuals: the
8 defendants, attorneys for all parties, and any personnel that the attorneys for all parties
9 consider necessary to assist in performing that attorney's duties in the prosecution or
10 defense of this case, including investigators, paralegals, support staff, and any other
11 individuals specifically authorized by the Court (collectively, the "Covered Individuals").

12 5. Without leave of Court, the Covered Individuals shall not:

- 13 a. make copies for, or allow copies of any kind to be made by any other
14 person of the Protected Material in this case;
- 15 b. allow any other person to read, listen, or otherwise review the
16 Protected Material;
- 17 c. use the Protected Material for any other purpose other than
18 preparing to defend against or prosecute the charges in the Indictment
19 or any further superseding indictment arising out of this case; or
- 20 d. attach the Protected Material to any of the pleadings, briefs, or other
21 court filings except to the extent those pleadings, briefs, or filings are
22 filed under seal.

23 6. Nothing in this stipulation is intended to restrict the parties' use or introduction
24 of the Protected Material as evidence at trial or support in motion practice.

1 7. The parties shall inform any person to whom disclosure may be made pursuant
2 to this order of the existence and terms of this Court's Order.

3 8. Should a reasonable need for this protective order cease to exist on grounds
4 other than a Covered Individual or some other person violating or circumventing its terms,
5 the parties will move for its dissolution for the Court's consideration.

6 9. This Court retains jurisdiction as to any enforcement of this protective order.

7 10. The parties may modify this stipulation in writing if needed.

8 11. The defendant, through his or her respective counsel's signature below, hereby
9 stipulates to this protective order in each of the above-referenced cases.

10 Dated this 11th day of June, 2020

11 Respectfully submitted,

12 *For the United States of America:*
13 NICHOLAS A. TRUTANICH
14 United States Attorney

15 _____
16 /s/
17 CHRISTOPHER BURTON
18 Assistant United States Attorney

19 *For Defendant Jesse Mai*

20 _____
21 /s/
22 MARGARET LAMBROSE
23 Assistant Federal Public Defender

24 **IT IS SO ORDERED:**

25 

26 6-11-2020

27 _____
28 HONORABLE CAM FERENBACH
29 United States Magistrate Judge

30 _____
31 Date